

1979

## c 94 The Registry Amendment Act, 1979

Ontario

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CHAPTER 94

An Act to amend The Registry Act

*Assented to December 20th, 1979*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Section 1 of *The Registry Act*, being chapter 409 of the Revised Statutes of Ontario, 1970, as amended by the Statutes of Ontario, 1972, chapter 1, section 54, 1972, chapter 133, section 1 and 1978, chapter 8, section 1, is further amended by adding thereto the following clauses: s. 1, amended

(aa) “certification area” means an area of land designated as such by regulation;

. . . . .

(ba) “Director of Titles” means the Director of Titles appointed under section 11 of *The Land Titles Act*; R.S.O. 1970, c. 234

(bb) “examiner of surveys” means the examiner of surveys appointed under section 15 of *The Land Titles Act*;

. . . . .

(da) “land registrar” means a land registrar appointed under section 8.

- (2) Clause *c* of the said section 1 is amended by inserting after “whereby” in the first line “title to”, by striking out “notice of sale by a mortgagee” in the seventh line and by striking out “bond” in the ninth line. s. 1 (c), amended

- (3) Clause *1a* of the said section 1, as enacted by the Statutes of Ontario, 1972, chapter 133, section 1, is repealed. s. 1 (1a), repealed

2. Subsection 2 of section 5 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 133, section 3, is repealed and the following substituted therefor: s. 5 (2), re-enacted

Idem (2) Notwithstanding subsection 1, the land registry office for the registry division of Toronto Boroughs and York South may continue to be located in Toronto.

s. 7,  
re-enacted

3. Section 7 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 133, section 4, is repealed and the following substituted therefor:

Deputy  
Directors

7.—(1) The Director of Land Registration may appoint one or more Deputy Directors of Land Registration.

Senior  
Deputy  
Director  
of Land  
Registration

(2) Where the Director of Land Registration has more than one deputy, he shall designate one of the deputies as the Senior Deputy Director of Land Registration.

Powers and  
duties

(3) A Deputy Director of Land Registration has and may exercise such powers and perform such duties of the Director of Land Registration under this or any other Act as are required by the Director of Land Registration.

Director of  
Titles

(4) In addition to Deputy Directors of Land Registration appointed under subsection 1, the Director of Titles appointed under *The Land Titles Act* is, *ex officio*, a Deputy Director of Land Registration for the purposes of exercising the powers and performing the duties of a Deputy Director of Land Registration under this Act.

Powers and  
duties

(5) Where the office of Director of Land Registration becomes vacant,

(a) the Deputy Director of Land Registration; or

(b) if there is more than one Deputy Director of Land Registration, the Senior Deputy Director of Land Registration,

may exercise the powers and shall perform the duties of the Director of Land Registration until a Director of Land Registration is appointed.

s. 8,  
amended

4. Section 8 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 133, section 5, is further amended by adding thereto the following subsections:

Land  
registrars  
and deputy  
land  
registrars

(2) There shall be at least one deputy land registrar for every registry division, and, where there is more than one deputy land registrar for a registry division, one of the deputies shall be designated as the senior deputy land registrar.

(3) The deputy land registrars and such other employees as are considered necessary for the administration of this Act shall be appointed under *The Public Service Act*.

Appointments  
under  
R.S.O. 1970,  
c. 386

5. Subsections 1 and 2 of section 10 of the said Act are repealed.

s. 10 (1, 2),  
repealed

6. Sections 11 and 12 of the said Act are repealed and the following substituted therefor:

s. 11,  
re-enacted  
s. 12,  
repealed

11. Every land registrar, before he enters on the duties of his office, shall take and subscribe an oath in the prescribed form, which shall be transmitted by him to the Director.

Oath of  
office,  
land  
registrar

7. Subsection 2 of section 14 of the said Act is repealed and the following substituted therefor:

s. 14 (2),  
re-enacted

(2) Except on holidays when they shall be closed, every land registry office shall be kept open during such hours as are prescribed and no instrument shall be received for registration except within such hours as are prescribed.

Office  
hours

8.—(1) Paragraph 12 of subsection 6 of section 18 of the said Act is repealed and the following substituted therefor:

s. 18 (6), par.  
12,  
re-enacted

12. Notarial copies of,

- i. letters patent or certificates of incorporation,
- ii. supplementary letters patent or certificates, or
- iii. certificates of continuance.

(2) The said section 18, as amended by the Statutes of Ontario, 1972, chapter 133, section 9, is further amended by adding thereto the following subsection:

s. 18,  
amended

(6a) Where, under subsection 6, a notarial copy of an instrument is specified, there may be registered, in lieu of such notarial copy, a copy of the instrument certified by the proper officer of the government of Canada or Ontario.

Idem

9. Section 19 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 133, section 10, is further amended by adding thereto the following subsection:

s. 19,  
amended

(7) Where a plan is copied under subsection 2, and the copy is certified by the examiner of surveys as a true copy of the plan, or a part thereof, as the case may be, the copy so made and certified has all the force and effect of the plan or of that part of the plan of which it is a copy.

Effect of  
certified  
copy of  
plan



s. 20 (2),  
re-enacted

10. Subsection 2 of section 20 of the said Act is repealed and the following substituted therefor:

Entries

(2) Subject to subsection 3, the land registrar shall enter every instrument that mentions such parcel or lot of land in the abstract index in the prescribed manner under the proper heading of each separate parcel or lot of land.

Regulations

(3) The Lieutenant Governor in Council may make regulations designating instruments to which subsection 2 does not apply and governing the manner of making entries in the abstract index.

s. 22 (6),  
re-enacted

- 11.—(1) Subsection 6 of section 22 of the said Act is repealed and the following substituted therefor:

Notice of  
unregistered  
interest

(6) An instrument that refers to an unregistered instrument or to an interest or claim dependent upon or arising out of an unregistered instrument shall not be registered under this Act.

s. 22 (7),  
amended

- (2) Subsection 7 of the said section 22 is amended by striking out “or” at the end of clause *e* and by adding thereto the following clauses:

(g) an agreement to lease; or

(h) an option to lease.

s. 25 (1),  
amended

- 12.—(1) Subsection 1 of section 25 of the said Act is amended by striking out “including a guarantor or surety” in the fourth line.

s. 25 (2) (*d*),  
amended

- (2) Clause *d* of subsection 2 of the said section 25 is amended by inserting after “by” in the first line “a Minister or”.

s. 25 (2) (*l*),  
amended

- (3) Clause *l* of subsection 2 of the said section 25 is amended by striking out “sworn” in the first line and inserting in lieu thereof “certified”.

s. 25 (2),  
amended

- (4) Subsection 2 of the said section 25 is amended by adding thereto the following clauses:

(q) a notice of a security interest or certificate of discharge under *The Personal Property Security Act*;

(r) the execution of an instrument by a guarantor or surety.

- (5) Subsection 3 of the said section 25 is repealed and the following substituted therefor: s. 25 (3),  
re-enacted

(3) The Lieutenant Governor in Council may, by regulation, designate classes of instruments, in addition to those set out in subsection 2, to which subsection 1 does not apply. Regulations

13. Subsection 2 of section 27 of the said Act is repealed and the following substituted therefor: s. 27 (2),  
re-enacted

(2) An affidavit, affirmation or declaration that complies with section 45 or 46 of *The Evidence Act* is sufficiently sworn, affirmed or made for the purposes of this Act. Affidavits,  
etc., made  
outside  
Ontario  
R.S.O. 1970,  
c. 15

- 14.—(1) Clause *a* of section 34 of the said Act is repealed and the following substituted therefor: s. 34 (*a*),  
re-enacted

(*a*) a copy of an instrument certified under the hand and seal of the land registrar in whose office the instrument is registered.

- (2) The said section 34, as amended by the Statutes of Ontario, 1972, chapter 133, section 13, is further amended by striking out "or" at the end of clause *c* and by striking out clause *d*. s. 34,  
amended

15. Section 37 of the said Act is repealed and the following substituted therefor: s. 37,  
re-enacted

37.—(1) A land registrar shall not register,

(*a*) a deed or other conveyance;

(*b*) an agreement of purchase and sale of land or an assignment thereof;

(*c*) an option for the purchase of land or an assignment thereof;

(*d*) a notice mentioned in subsection 8 of section 22;

(*e*) a mortgage or assignment thereof;

(*f*) a lease, a sublease, an agreement to lease, an option to lease, an assignment of the lessor's interest in the lease or any assignment thereof;

(*g*) a notice mentioned in clause *a*, *b*, *c*, *d*, *e*, *g* or *h* of subsection 7 of section 22;

(*h*) a claim for a mechanics' lien or an assignment thereof;

Address for  
service  
to be  
endorsed on  
certain  
instruments

R.S.O. 1970,  
c. 344

(i) a notice of security interest under *The Personal Property Security Act* or an assignment thereof;

(j) a certificate of judgment or a final order of foreclosure of a mortgage;

(k) a vesting order; or

1978, c. 84

(l) a notice of lien under section 32 of *The Condominium Act, 1978*,

unless there is endorsed on the instrument the address for service of each person obtaining or claiming an interest in or in respect of land under the instrument.

Change of  
address

(2) An address for service provided under this section may be changed by registering a notice in the prescribed form.

s. 42 (1),  
re-enacted

**16.**—(1) Subsection 1 of section 42 of the said Act, as amended by the Statutes of Ontario, 1971, chapter 98, section 4, Schedule, paragraph 28 and 1972, chapter 133, section 16, is repealed and the following substituted therefor:

Affidavit  
as to age

(1) Subject to subsection 2, a deed, conveyance, mortgage, assignment of mortgage, lease, assignment of lease, release, quit claim or discharge of mortgage shall not be registered unless there is made on or securely attached to it an affidavit by each person or one of the persons, other than a corporation, making it, deposing that each person, other than a corporation, making the instrument was of the full age of eighteen years at the time of execution of the instrument.

s. 42 (2),  
re-enacted

(2) Subsection 2 of the said section 42, as amended by the Statutes of Ontario, 1971, chapter 98, section 4, Schedule, paragraph 28 is repealed and the following substituted therefor:

Idem

(2) Where an instrument referred to in subsection 1 is executed on behalf of a person under a power of attorney, the affidavit in respect of age referred to in subsection 1 shall be made by the attorney deposing that the person was of the full age of eighteen years at the time of execution of the power of attorney.

Exemption  
from  
subs. 2

(2a) Subsection 2 does not apply to an attorney executing an instrument on behalf of,

(a) a corporation;

(b) a married woman solely for the purpose of barring her dower; or



- (c) a spouse who, not as an owner and party, consents to or joins in the instrument for the purposes of section 42 of *The Family Law Reform Act, 1978*.

1978, c. 2

- (3) Subsection 4 of the said section 42, as amended by the Statutes of Ontario, 1971, chapter 98, section 4, Schedule, paragraph 28, is repealed and the following substituted therefor:

s. 42 (4),  
re-enacted

- (4) For the purposes of subsections 2a, 5, 6 and 9, "spouse" means "spouse" as defined in clause f of section 1 of *The Family Law Reform Act, 1978*.

Interpreta-  
tion

- (4) Subsection 4a of the said section 42, as enacted by the Statutes of Ontario, 1978, chapter 8, section 2, is repealed.

s. 42 (4a),  
repealed

- (5) Subsection 9 of the said section 42, as amended by the Statutes of Ontario, 1978, chapter 8, section 2, is further amended by striking out "or" at the end of clause b, by adding "or" at the end of clause c and by adding thereto the following clause:

s. 42 (9),  
amended

- (d) a person executing a mortgage as guarantor or surety.

17. Section 43 of the said Act is repealed.

s. 43,  
repealed

18. Section 43a of the said Act, as enacted by the Statutes of Ontario, 1972, chapter 133, section 17, is repealed and the following substituted therefor:

s. 43a,  
re-enacted

43a. Where compliance with section 29 of *The Planning Act* is not apparent on an instrument, the instrument shall not be registered unless,

Proof of  
compliance  
with  
R.S.O. 1970,  
c. 349, s. 29

- (a) a consent under section 29 of *The Planning Act* in respect of the instrument is attached thereto, endorsed thereon or registered in the same land registry office and the date of registration and registration number thereof are indicated in the instrument tendered for registration;
- (b) an affidavit stating that such a consent is not required, and giving reasons therefor, made by one of the parties or by his solicitor, is attached thereto; or
- (c) the land registrar is satisfied that section 29 of *The Planning Act* does not apply to the instrument.

19. Section 44 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 133, section 18, is further amended by adding thereto the following subsection:

s. 44,  
amended



Idem

(3a) An assignment or discharge of mortgage made by the trustee or trustees mentioned in subsection 3 shall not be registered unless there is attached thereto an affidavit made by the trustee or, where there is more than one trustee, by one of them or by the solicitor for the trustee or trustees, deposing that the signing trustee is, or trustees are, authorized to execute the assignment or discharge.

s. 46 (1) (b),  
re-enacted

- 20.** Clause *b* of subsection 1 of section 46 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 133, section 19, is repealed and the following substituted therefor:

(b) shall cause it to be recorded in the proper index or indexes and except as provided by the regulations, shall cause it to be recorded on photographic film.

s. 47,  
re-enacted;  
s. 48, repealed

- 21.** Sections 47 and 48 of the said Act are repealed and the following substituted therefor:

Crown  
grants  
R.S.O. 1970,  
c. 380

47. A land registrar shall register a Crown grant received by him under section 40 of *The Public Lands Act* that meets the requirements for registration set out in this Act and the regulations.

s. 50 (1) (b, c),  
re-enacted

- 22.—(1)** Clauses *b* and *c* of subsection 1 of section 50 of the said Act are repealed and the following substituted therefor:

(b) the letters probate, letters of administration with the will annexed or any grant based on a will given by a court outside Ontario having jurisdiction in probate matters or a notarial copy thereof; or

(c) an exemplification or certified copy of the letters probate, letters of administration with the will annexed or grant based on a will given by a court outside Ontario having jurisdiction in probate matters under the seal of the court that granted such letters or grant or a notarial copy of such exemplification or certified copy.

s. 50 (2),  
repealed

- (2) Subsection 2 of the said section 50 is repealed.

s. 50 (4),  
amended

- (3) Subsection 4 of the said section 50, as amended by the Statutes of Ontario, 1977, chapter 8, section 7, is further amended by striking out "Subject to subsection 2" in the first line.

s. 50 (9),  
re-enacted

- (4) Subsection 9 of the said section 50, as re-enacted by the Statutes of Ontario, 1979, chapter 20, section 2, is repealed and the following substituted therefor:

Application  
of subss. 4-7

(9) Subsections 4 to 7 do not apply where the deceased person died prior to the 1st day of January, 1970 or after the 10th day of April, 1979.

- 23.** Section 57 of the said Act is amended by striking out "sworn" in the fourth line and inserting in lieu thereof "certified or notarial". s. 57,  
amended
- 24.**—(1) Subsection 1 of section 65 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 133, section 26, is amended by inserting after "Where" in the first line "it appears from the abstract index that". s. 65 (1),  
amended
- (2) Subsection 2 of the said section 65 is amended by inserting after "Where" in the first line "it appears from the abstract index that". s. 65 (2),  
amended
- (3) Subsection 2 of the said section 65 is further amended by adding thereto the following clause: s. 65 (2),  
amended
- (f) a registered notice of security interest under *The Personal Property Security Act*, R.S.O. 1970,  
c. 344
- . . . . .
- 25.**—(1) Subsection 1 of section 68 of the said Act is amended by striking out "sworn" in the second line and inserting in lieu thereof "certified". s. 68 (1),  
amended
- (2) Subsection 2 of the said section 68 is repealed. s. 68 (2),  
repealed
- 26.** Subsection 4 of section 73 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 133, section 27, is repealed and the following substituted therefor: s. 73 (4),  
re-enacted
- (4) The registration of a notice under section 113 or a declaration under subsection 2 of section 23 constitutes registration of the instrument referred to in the notice or declaration for the purposes of subsection 1 of this section. Registration  
deemed  
notice
- (5) The registration of a notice under subsection 7 or 8 of section 22 constitutes notice only of the particulars contained in the notice. Idem
- (6) After the expiry of a notice registered under subsection 8 of section 22, the notice shall not constitute notice of the agreement, option or assignment or of any particulars referred to in the notice. Where no  
notice
- 27.**—(1) Subsection 2 of section 76 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 133, section 29, is amended by striking out "in red ink" in the third line. s. 76 (2),  
amended
- (2) Subsection 3 of the said section 76 is repealed and the following substituted therefor: s. 76 (3),  
re-enacted

Re-entry  
of  
instruments  
not  
referring  
to prior  
registered  
plan

(3) Where, after the registration of a plan, instruments affecting land within the plan were registered that did not conform and refer thereto, the land registrar shall, when he considers it necessary or when so directed by the Director, cause the instruments to be recorded in the proper abstract index in accordance with subsection 2.

s. 78 (3),  
repealed

28.—(1) Subsection 3 of section 78 of the said Act is repealed.

s. 78 (5),  
repealed

(2) Subsection 5 of the said section 78 is repealed.

s. 78 (7),  
re-enacted

(3) Subsection 7 of the said section 78 is repealed and the following substituted therefor:

Land registrar  
not to file  
plans for  
anyone but  
owner or  
without  
consent of  
mortgagees

(7) The land registrar shall not register a plan of subdivision of land unless every person who appears on the abstract index to be the owner of the land has endorsed the plan as owner and unless every person who appears by the abstract index to be a mortgagee of the land consents in writing, but nothing in this section shall be deemed to require the consent to any such plan of the owner of an easement or right in the nature of an easement in respect of the land.

Where consent  
of mortgagee  
not required

(7a) Subsection 7 does not require the consent of a mortgagee unless the plan of subdivision dedicates part of the land to which the mortgage applies as a public highway.

s. 78 (9, 10),  
repealed

(4) Subsections 9 and 10 of the said section 78 are repealed.

s. 78,  
amended

(5) The said section 78, as amended by the Statutes of Ontario, 1972, chapter 133, section 30, is further amended by adding thereto the following subsection:

Where land  
in certification  
area

(12) Subject to the regulations, a plan of subdivision of land that is within a certification area shall not be registered under this Act unless,

R.S.O. 1970,  
c. 59

(a) the title of the owner of the land has been certified under *The Certification of Titles Act*;

(b) the plan is accepted for registration within six months after the designation of the area in which the land is situate as a certification area; or

(c) certification under *The Certification of Titles Act* of the land included in the plan would, in the opinion of the Director of Titles, result in an unreasonable delay in registration of the plan.



- (6) The said section 78 is further amended by adding thereto the following subsection:

(13) A description as defined in *The Condominium Act, 1978* in respect of land that is within an area to which *The Land Titles Act* applies but not within an area designated under subsection 3 of section 160a of *The Land Titles Act* shall not be registered under this Act.

s. 78,  
amended

Where  
description  
required  
to be  
registered  
under  
R.S.O. 1970,  
c. 234  
1978, c. 84

29. Clause *d* of section 78a of the said Act, as enacted by the Statutes of Ontario, 1972, chapter 133, section 31, is amended by striking out "of survey" in the first line.

s. 78a (d),  
amended

30. Subsection 1 of section 79 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 133, section 32, is amended by striking out "of survey" in the fourth line.

s. 79 (1),  
amended

31. Subsection 4 of section 81 of the said Act is repealed.

s. 81 (4),  
repealed

- 32.—(1) Subsection 1 of section 89 of the said Act is amended by striking out "the Director" in the sixth line and inserting in lieu thereof "the examiner of surveys".

s. 89 (1),  
amended

- (2) Subsection 4 of the said section 89 is repealed.

s. 89 (4),  
repealed

- 33.—(1) Section 90 of the said Act is repealed.

s. 90,  
repealed

- (2) Notwithstanding subsection 1, the said section 90 continues to apply to any plan registered, ordered to be registered or in the course of preparation for registration before this section comes into force.

Saving

- 34.—(1) Section 91 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 133, section 35, is repealed.

s. 91,  
repealed

- (2) All restraining orders and directions designating areas of land as subdivision plan areas made under section 91 of *The Registry Act* and predecessors thereof before this section comes into force are rescinded.

Restraining  
orders  
rescinded  
R.S.O. 1970,  
c. 409

35. The said Act is amended by adding thereto the following section:

s. 91a,  
enacted

91a. A declaration and description, as defined in *The Condominium Act, 1978*, shall not be registered under this Act unless a certificate of title under *The Certification of Titles Act* showing the person by whom the declaration and description are being registered as the owner in fee simple of the land has been registered.

Certificate  
under  
R.S.O. 1970,  
c. 59  
required to  
register  
description  
under  
1978, c. 84



s. 94,  
re-enacted

- 36.** Section 94 of the said Act is repealed and the following substituted therefor:

Record of fees,  
etc.

94. Upon receiving an instrument for registration or a document or plan for deposit, the land registrar shall record it and the fee charged in a fee and receiving book in the form approved by the Director.

s. 95,  
repealed

- 37.** Section 95 of the said Act is repealed.

s. 96,  
repealed

- 38.** Section 96 of the said Act is repealed.

s. 97 (2),  
repealed

- 39.** Subsection 2 of section 97 of the said Act, as enacted by the Statutes of Ontario, 1972, chapter 133, section 36, is repealed.

s. 101,  
amended

- 40.—(1)** Section 101 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 133, section 37, is amended by striking out "\$1,000" in the thirteenth line and inserting in lieu thereof "\$5,000".

s. 101,  
amended

- (2) The said section 101 is further amended by adding thereto the following subsection:

When  
limitation  
period  
starts  
running

(2) For the purpose of determining the last day to prosecute, the limitation period in respect of an offence under subsection 1 shall start at the time that offence is first discovered by the land registrar.

s. 102 (1) (*d*, *e*,  
*f*, *m*),  
re-enacted;  
s. 102 (1) (*g*, *h*),  
repealed

- 41.** Clauses *d*, *e*, *f*, *g*, *h* and *m* of subsection 1 of section 102 of the said Act are repealed and the following substituted therefor:

(*d*) prescribing the hours during which the land registry offices shall be kept open, and the hours during which instruments shall be received for registration;

(*e*) designating certification areas for the purpose of subsection 12 of section 78;

(*f*) governing the custody, disposition and destruction of instruments and records of land registry offices;

. . . . .

(*m*) designating instruments or documents or classes thereof to which clause *b* of subsection 1 of section 46 does not apply.

- 42.** Section 103 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 133, section 38, is amended by adding thereto the following subsection:

s. 103,  
amended

(2) The Lieutenant Governor in Council may make regulations under this Act in respect of surveys, plans and descriptions of land and procedures related thereto for the purposes of *The Boundaries Act*, *The Certification of Titles Act*, *The Condominium Act*, 1978, *The Land Titles Act* and this Act, and may in such regulations specify the powers and duties of the examiner of surveys.

Regulations  
for  
purposes  
of  
R.S.O. 1970,  
cc. 48, 59, 234  
1978, c. 84

- 43.** Subsection 5 of section 107 of the said Act is repealed.
- 44.** Section 108 of the said Act is repealed and the following substituted therefor:

s. 107 (5),  
repealed

s. 108,  
re-enacted

108.—(1) Sections 16 and 17 and clause *b* of subsection 1 of section 46 apply to every document deposited under this Part.

ss. 16, 17 and  
s. 46 (1) (b)  
apply to  
deposits

(2) In respect of a reference plan referred to in section 78*a* or 79 or in the regulations, the procedures prescribed by the regulations apply in lieu of the requirements set out in sections 106 and 107.

Where ss. 106  
and 107 do  
not apply

- 45.** Clause *a* of section 110 of the said Act is amended by striking out “whether inchoate or otherwise” in the seventh line.

s. 110 (a),  
amended

- 46.** Clause *d* of subsection 2 of section 112 of the said Act is repealed.

s. 112 (2) (d),  
repealed

- 47.—**(1) The said Act and the regulations thereunder are amended by striking out “registrar” and “registrar of deeds” wherever either occurs and substituting therefor in each instance “land registrar”.

Act,  
amended

(2) A reference in any Act or regulation to a registrar or registrar of deeds shall be deemed to be a reference to a land registrar.

Idem

- 48.** Subsections 4 and 5 of section 2 of *The Condominium Act*, 1978, being chapter 84, are repealed.

1978, c. 84,  
s. 2 (4, 5),  
repealed

- 49.** No provision in this Act affects the validity or legal consequence, as the case may be, of the registration of any instrument that was registered before the provision came into force.

Saving  
provision

- 50.—**(1) This Act, except sections 4, 5, 6, 7 and 10, subsection 2 of section 11, sections 15, 18 and 20, subsections 2 and 5 of section 28, sections 34, 35, 38, 39, 43, 44 and 48, comes into force on the 1st day of January, 1980.

Commence-  
ment

- Idem (2) Sections 4, 5, 6, 7 and 10, subsection 2 of section 11, sections 15, 18, and 20, subsections 2 and 5 of section 28, sections 34, 35, 38, 43, 44 and 48 come into force on a day to be named by proclamation of the Lieutenant Governor.
- Idem (3) Section 39 shall be deemed to have come into force on the 1st day of January, 1979.
- Short title **51.** The short title of this Act is *The Registry Amendment Act, 1979*.